YUKON PUBLIC SERVICE
STAFF RELATIONS BOARD

TWENTY-SIXTH ANNUAL REPORT
1995-1996

COMPOSITION OF THE BOARD

Chairperson:	Ian Deans
Vice-Chairperson:	L.M. Tenace
Deputy Chairpersons:	P. Chodos
	M. Korngold Wexler
	Y. Tarte
Part-Time Adjudicators:	Stephen Kelleher
	Judy Korbin
	Kenneth E. Norman
	Colin Taylor, Q.C.

102-07253/

REPORT ON THE ADMINISTRATION OF THE YUKON PUBLIC SERVICE STAFF RELATIONS ACT FOR THE FISCAL YEAR ENDING MARCH 31, 1996

INTRODUCTION

Proceedings under the legislation during the year under review consisted of the reference to adjudication of grievances, appeals and certain alleged obligations arising out of the collective agreement. Two requests for the exclusion from the bargaining unit of employees because of managerial or confidential duties were also filed with the Board.

GRIEVANCES/ADJUDICATION

During the year the Board had before it 18 grievances including 12 carried over from the previous year.

Of the 12 grievances carried into the year, seven were settled or withdrawn prior to the commencement of the hearing. The five remaining cases are scheduled to be heard in the new year.

The six grievances referred during the year dealt with pay administration, severance pay and leave. One grievance was heard and determined by the Board and the remaining five grievances are scheduled to be heard in the new year.

APPEALS/ADJUDICATION

Twenty-two appeals were before the Board during the year under review, 15 of which were carried over from the previous year.

Of the 15 appeals carried into the new year, 14 were settled or withdrawn prior to the hearing and the remaining case is scheduled to be heard in the new year.

Six appeals were received during the year. One case was heard and determined by the Board and the remaining five cases are scheduled for hearing in the new year together with the one case carried over from the previous year.

ADJUDICATION WITHOUT GRIEVANCE

Section 84 of the legislation provides the Board with the power to select an adjudicator to hear and determine any alleged failure to carry out certain obligations arising out of the collective agreement or arbitral award when the enforcement of it cannot be the subject of a grievance of an employee.

Three such references were before the Board during the year including two carried over from the previous year. Of the two cases carried over, one was settled prior to the hearing and the other was heard and determined by the Board.

The reference received during the year dealt with the pay administration clause and the matter is scheduled for hearing in the new year.

POST-CERTIFICATION DESIGNATION OF MANAGERIAL OR CONFIDENTIAL PERSONS

Two requests for the exclusion of a person from the bargaining unit were carried over from the previous year. Of these, the first was withdrawn prior to the hearing date and the second request was heard and determined by the Board. No new requests for exclusions were received during the year under review.

DEADLOCK IN NEGOTIATIONS

Section 49 of the legislation provides for the parties to advise the Board that negotiations have broken down. In such instances, the Chairperson may issue a declaration to that effect. One such reference was before the Board and the matter was withdrawn during the year under review.